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Media: SB-1437 Accomplice Murder Law

Greenberg, David <david.greenberg@sdcca.org>
To: Alain Stephens <alainstephens@inewssource.org>

Mon, Dec 17, 2018 at 4:28 PM

Does 10:00 work?

As to the Prop 36 and dangerousness, the statutory scheme (though it was an initiative) for resentencing prisoners who had previously been sentenced to a three strike sentence is contained in Penal Code section 1170.126.

The question of eligibility for relief was based simply on the offense for which the defendant was convicted and their other criminal history, including whether they were 290.

Even if they were deemed eligible, they may be deemed inappropriate for resentencing pursuant to a dangerousness finding by the court. 1170.126 subdivisions F and G. It was our burden of proof and we must prove it by a preponderance.

-Dave

From: Alain Stephens [mailto:alainstephens@inewssource.org]
Sent: Monday, December 17, 2018 3:24 PM
To: Greenberg, David
Subject: Re: Media: SB-1437 Accomplice Murder Law

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